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DATE: November 4, 2005
FILE NO: ROC920010308US1 (IBMK10308)
TO: MAIL STOP AMENDMENT
Examiner Insun Kang
FAX NO: 1-571-273-8300
FROM: Gero G. McClellan / Randol W. Read
PAGE(S) with cover: 10

RE:

TITLE: Breakpoint Safety Net
U.S. SERIAL NO.: 10/017,959
FILING DATE: December 14, 2001
INVENTOR(S): Cary Lee Bates et al.
EXAMINER: Insun Kang
GROUP ART UNIT: 2193
CONFIRMATION NO.: 7522

Attached for the above-referenced application please find:

1. RESPONSE TO OFFICE ACTION DATED AUGUST 11, 2005

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PATENT
 App. Ser. No.: 10/017,959
 Atty. Dkt. No. ROC920010308US1
 PS Ref. No.: IBMK10308

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
 Cary Lee Bates et al.
 Serial No.: 10/017,959
 Confirmation No.: 7522
 Filed: December 14, 2001
 For: Breakpoint Safety Net

§ Group Art Unit: 2193

§ Examiner: Insun Kang

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Dear Sir:

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office to fax number 571-273-8300 to the attention of Examiner Insun Kang, on the date shown below:

November 4, 2005

Randol W. Read



RESPONSE TO OFFICE ACTION DATED AUGUST 11, 2005

In response to the Office Action dated August 11, 2005, having a shortened statutory period for response set to expire on November 11, 2005, please enter this response and reconsider the claims pending in the application for reasons discussed below. While no fees are believed due, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 09-0465 for any fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper. **Remarks/Arguments** begin on page 8 of this paper.

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